

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

IN RE TERRORIST ATTACKS ON SEPTEMBER 11, 2001) 03 MDL No. 1570 (GBD)(FM)
)
)
)

This document relates to:

ASHTON, *et al.* v. AL QAEDA ISLAMIC ARMY, *et al.*,
Case No. 02-CV-6977;
BURNETT, *et al.* v. AL BARAKA INVESTMENT & DEVELOPMENT CORP., *et al.*,
Case No. 03-CV-5738;
CANTOR FITZGERALD ASSOCIATES, LP, *et al.* v. AKIDA INVESTMENT CO., LTD., *et al.*,
Case No. 04-CV-7065;
CONTINENTAL CASUALTY CO., *et al.* v. AL QAEDA ISLAMIC ARMY, *et al.*,
Case No. 04-CV-05970;
EURO BROKERS, INC., *et al.* v. AL BARAKA INVESTMENT AND DEVELOPMENT CORP., *et al.*,
Case No. 04-CV-07279;
FEDERAL INSURANCE CO., *et al.* v. AL QAIDA, *et al.*,
Case No. 03-CV-6978; and
ESTATE OF O'NEILL, *et al.* v. AL BARAKA INVESTMENT AND DEVELOPMENT CORP., *et al.*,
Case No. 04-CV-1923

DECLARATION OF ALAN R. KABAT

I am an attorney licensed to practice in the District of Columbia and am admitted *pro hac vice* in this matter. I am with the law firm of Bernabei & Wachtel, PLLC, counsel to the Al Haramain Islamic Foundation, Inc. (USA). I submit this declaration to transmit to the Court the following documents submitted in support of the Al Haramain Islamic Foundation, Inc. (USA)'s Rule 72 Objections to October 28, 2015 Ruling:

1. Exhibit 1 is a copy of the Declaration of Steven Wax (Nov. 8, 2013).
2. Exhibit 2 is a copy of the Motion to Dismiss, *United States v. Sedaghaty*, No. 06-CR-60005 (ECF No. 659) (D. Or. July 29, 2014).
3. Exhibit 3 is a copy of the Order of Dismissal, *United States v. Sedaghaty*, No. 05-CR-60005 (ECF No. 660) (D. Or. July 29, 2014).

I declare under the penalties of perjury that the foregoing is true and correct to the best of my knowledge and belief. Executed on November 11, 2015.

Alan R. Kabat

Alan R. Kabat, Esquire